101-486

ZUNI LAND CONSERVATION ACT OF 1990

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Public Law 101-486
101st Congress

An Act

Oct. 31, 1990
[S. 2203]

To authorize appropriation of funds to the Zuni Indian Tribe for reservation land conservation, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

Zuni Land Conservation Act of 1990.

SHORT TITLE

SECTION 1. This Act may be cited as the "Zuni Land Conservation Act of 1990".

ZUNI RESOURCE DEVELOPMENT PLAN

SEC. 2. (a) Before the first day of the third fiscal year beginning after the date of enactment of this Act, the Secretary of the Interior and the Zuni Indian Tribe shall jointly formulate a Zuni resource development plan for the Zuni Indian Reservation, which shall include (but not be limited to)—

(1) a methodology for sustained development of renewable resources;

(2) a program of watershed rehabilitation;

(3) a computerized system of resource management and monitoring;

(4) programs for funding and training of Zuni Indians to fill professional positions that implement the overall plan;

(5) proposals for cooperative programs with the Bureau of Indian Affairs and other private or public agencies to provide technical assistance in carrying out the plan; and

(6) identification and acquisition of lands necessary to sustain Zuni resource development.

(b) The Resource Development Plan shall be implemented in a manner that protects resources owned and controlled by the Zuni Tribe and promotes sustained yield development.

TRUST FUND

SEC. 3. (a) There is hereby established within the Treasury of the United States the Zuni Indian Resource Development Trust Fund (hereafter in this Act referred to as the "Trust Fund"). The Trust Fund shall consist of amounts appropriated to the Trust Fund and all interest and investment income that accrues on such amounts.

(b)(1) The Secretary of the Interior shall be the trustee of the Trust Fund and shall invest the funds in the Trust Fund with a financial institution.

(2) The Secretary of the Interior shall not deduct any amount from the Trust Fund for administrative expenses or charge the Zuni Indian Tribe for expenses incurred by the Secretary in acting as trustee.

(c)(1) The funds appropriated to the Trust Fund under the authority of section 4 shall constitute the corpus of the Trust Fund and

may be expended, subject to paragraph (2), only for the following purposes:

(A) payment of any loans, debts, or future expenses incurred by the Zuni Indian Tribe to any person for the purchase of land or obtaining or defending rights of access to the area described in Public Law 98-408;

(B) payment of up to $600,000 per year for two years for the formulation of the Zuni resource development plan described in section 2;

(C) payment of all costs, attorneys' fees, and expenses incurred prior to September 30, 1990, by the Zuni Indian Tribe in the prosecution of docket numbers 327-81L and 224-84L of the United States Claims Court; and

(D) payment of all invoices submitted by any person to the Zuni Indian Tribe for which proper vouchers have been received prior to September 30, 1990, and subsequently approved by the Secretary of the Interior.

(2) The total amount of the corpus of the Trust Fund that may be expended under paragraph (1) shall not exceed $8,000,000.

(3) The interest and investment income that accrues on the corpus of the Trust Fund may be expended by the Secretary of the Interior pursuant to the Zuni resource development plan described in section 2.

(4) No funds appropriated under the authority of this Act may be used to make per capita payments to members of the Zuni Indian Tribe.

(5) All sums paid pursuant to this Act shall be offset against any judgment entered in favor of the Zuni Indian Tribe in docket numbers 327-81L and 224-84L, but not against any judgment entered in docket number 161-79L, of the United States Claims Court.

(6) Nothing in this Act shall be construed to affect in any way the trust status of Zuni Indian Reservation land or resources.

AUTHORIZATION OF APPROPRIATIONS

SEC. 4. There are authorized to be appropriated to the Zuni Indian Resource Development Trust Fund $25,000,000. Such funds shall remain available without fiscal year limitation.

ADDITIONAL LANDS

SEC. 5. The first section of the Act entitled "An Act to convey certain lands to the Zuni Indian Tribe for religious purposes", approved August 28, 1984 (98 Stat. 1533), is amended by adding at the end thereof the following: "Also, all of sections 13 and 23, township 14 north, range 26 east, Gila and Salt River Meridian, such

lands to be acquired and held in accordance with sections 2 and 3 of this Act.".

Approved October 31, 1990.

LEGISLATIVE HISTORY—S. 2203 (H.R. 4143):

HOUSE REPORTS: No. 101-727 accompanying H.R. 4143 (Comm. on Interior and Insular Affairs).
SENATE REPORTS: No. 101-306 (Select Comm. on Indian Affairs).
CONGRESSIONAL RECORD, Vol. 136 (1990):
June 21, considered and passed Senate.
Oct. 10, H.R. 4143 considered and passed House; S. 2203, amended, passed in lieu.
Oct. 15, Senate concurred in House amendments.

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